

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Maxwell WELLS

Application No.: 09/556,086

Group Art Unit: 2128

Filed: April 21, 2000

Examiner: Fred O. Ferris III

For: MUSIC SEARCHING METHODS BASED ON HUMAN PERCEPTION

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: After Final

Sir:

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed July 7, 2006 finally rejecting claims 1-20, 22-24, 26, 27, 29-31 and 33-43.

The items checked below are appropriate:

- | | | |
|----|---|---------------|
| 1. | EXTENSION OF TIME PETITION AND FEE | |
| | <u>X</u> Attached is a petition for a -month extension of time
for reply to the final rejection. | \$120.00 |
| 2. | APPEAL FEE | |
| | <u>X</u> Other than a small entity | <u>500.00</u> |
| | TOTAL FEE | \$ 620.00 |

3. PAYMENT

X Check attached for the total fee of \$ 620.00 .

X Charge Account 19-3935 for any fee deficiency.

Respectfully submitted,

STAAS & HALSEY LLP

Dated: November 7, 2006

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